

LOCAL BANKRUPTCY RULE 6004-1**NOTICES OF INTENT NOT REQUIRING COURT ORDER**
PURSUANT TO 11 U.S.C. §§ 363(b)(1) AND 554
(OPTIONAL PROCEDURE)**(a) SCOPE OF RULE**

This Local Bankruptcy Rule applies only to notices that the trustee intends to (1) sell, use or lease property of the estate under 11 U.S.C. § 363(b)(1), except for sales of all or substantially all of the debtor's assets; or (2) abandon property of the estate under 11 U.S.C. § 554.

(b) NOTICE REQUIRED

The trustee shall give not less than 15 days written notice by mail to such creditors and interested parties who are entitled to notice of the intention to (a) sell, use or lease property of the estate under 11 U.S.C. § 363(b)(1), except for sales of all or substantially all of the debtor's assets; or (b) abandon property of the estate under 11 U.S.C. § 554, unless the court for cause shown shortens the time or otherwise modifies or limits notice pursuant to a motion under Local Bankruptcy Rule 9075-1. The content of the notice must comply with F.R.B.P. 2002(c). The notice shall state that any objection or request for hearing must be filed and served not more than 15 days after service of the notice, unless the notice specifies a longer period or unless otherwise ordered by the court. If no objection and request for hearing is timely filed and served, the trustee may take the proposed action on the date specified in the notice of intent. However, no order shall be issued under this subsection.

(c) PROCEDURE UPON OBJECTION OR REQUEST FOR HEARING

If a timely objection and request for hearing is filed and served, the trustee shall, within 20 days from the date of service of such objection, contact the court and obtain and give notice of a hearing date to those entities objecting and to the United States trustee. The proceedings in such matters shall be governed by Local Bankruptcy Rule 9013-1(g)(3).

Court's Comment

2002 Revision

Paragraph (c). Reference to Local Bankruptcy Rule 9013-1 has been modified to reflect its renumbering.

2000 Revision

Local Bankruptcy Rule 9013-4 became Local Bankruptcy Rule 6004-1.

1998 Revision

Paragraph (b) NOTICE REQUIRED. In the first sentence: *20* changed to *15*; *particular matter* replaced by *intention to (a) sell, use or lease property of the estate under 11 U.S.C. § 363(b)(1), except for sales of all or substantially all of the debtor's assets; or (b) abandon property of the estate under 11 U.S.C. § 554; and an application* changed to *a motion*. New last sentence added.

LOCAL BANKRUPTCY RULE 6004-2

NOTICES OF SALE OF ESTATE PROPERTY

Whenever the debtor in possession or the trustee is required to give notice of a sale or of a motion to sell property of the estate pursuant to F.R.B.P. 6004 and 2002(c), an additional copy of such notice and a document entitled “Notice of Sale of Estate Property,” in the form of F 6004-2, must be submitted to the clerk at the time of filing for purposes of publication.

Court’s Comment

2000 Revision

New Rule.

Former Rule 118.1: *Notices of the Sale of Personal or Real Property.*

Title changed to *Notices of Sale of Estate Property* from *Notices of the Sale of Personal or Real Property.*

LOCAL BANKRUPTCY RULE 6007-1

ABANDONMENT

See Local Bankruptcy Rule 6004-1: NOTICES OF INTENT NOT REQUIRING COURT ORDER PURSUANT TO 11 U.S.C. §§ 363(b)(1) AND 554.

Court's Comment

1998 Revision

New Rule.